

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA FOR THE
USE OF THE BOARDS OF TRUSTEES OF
THE NORTHWEST IRONWORKERS
HEALTH AND SECURITY FUND,
NORTHWEST IRONWORKERS
RETIREMENT TRUST, NORTHWEST FIELD
IRONWORKERS ANNUITY TRUST FUND,
and the NORTHWEST IRONWORKERS &
EMPLOYERS APPRENTICESHIP &
TRAINING TRUST FUND,

Plaintiffs,

v.

WESTERN REBAR CONSULTING, INC.,
d/b/a WESTERN INDUSTRIES, INC., a
Washington corporation, Contractor's License
No. WESTERC891KC, UBI No. 602620391,
KIEWIT INFRASTRUCTURE WEST CO., and
TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERCA, Bond No.
106867969,

Defendants.

CASE NO. C20-1625-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C.
Coughenour, United States District Judge:

This matter comes before the Court on the stipulated notice of dismissal filed by

1 Plaintiffs and Defendants Kiewit Infrastructure Co. and Travelers Casualty and Surety Company
2 of America (Dkt. No. 7). Federal Rule of Civil Procedure 41(a)(1)(A)(ii) provides that a
3 “plaintiff may dismiss an action without a court order by filing . . . a stipulation of dismissal
4 signed by all parties who have appeared.” Here, the parties nevertheless request that the Court
5 enter a proposed order filed with their stipulation. The parties have stipulated to dismissing all
6 claims with prejudice and the stipulation is signed by all parties who have appeared. (*See* Dkt.
7 No. 7.) Thus, under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the stipulation is self-
8 executing. Plaintiffs’ notice of voluntary dismissal of Defendant Western Rebar Consulting, Inc.
9 (Dkt. No. 8) is also self-executing. *See* Fed. R. Civ. P. 41(a)(1)(A)(i).

10 Therefore, all claims in this action against Defendants Kiewit Infrastructure Co. and
11 Travelers Casualty and Surety Company of America are DISMISSED with prejudice, and all
12 claims against Defendant Western Rebar Consulting, Inc. are DISMISSED without prejudice,
13 without costs to any party and with each party to bear its own attorney fees and other litigation
14 expenses. The Clerk is DIRECTED to close this case.

15
16 DATED this 21st day of June 2021.

17 William M. McCool
18 Clerk of Court

19 s/Paula McNabb
20 Deputy Clerk